

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

200 W. Washington, Suite 301
Indianapolis, IN 46204
(317) 233-0696
<http://www.in.gov/legislative>

FISCAL IMPACT STATEMENT

LS 7267

BILL NUMBER: HB 1673

NOTE PREPARED: Jan 19, 2009

BILL AMENDED:

SUBJECT: Discharge of Long-Term Inmates.

FIRST AUTHOR: Rep. Smith V

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: X GENERAL
DEDICATED
FEDERAL

IMPACT: State

Summary of Legislation: This bill provides that an inmate is eligible for rehabilitation-based discharge for long-term inmates if the inmate has served 21 years in the Department of Correction and has received four years of credit time.

Effective Date: July 1, 2009.

Explanation of State Expenditures: DOC identified 14 offenders who have been confined between 21 and 25 years who might be eligible for this program. (The amount of credit time that these offenders have is not known.)

Since this bill would affect a limited number of offenders, it was estimated that there is an annual cost of \$12,775 to confine an offender to a county jail cell. This cost more closely reflects the incremental cost of one or a few offenders since this limited number would not affect the overhead costs of the Department of Correction (DOC).

DOC could save \$178,850 if these offenders qualify for discharge.

Number of Offenders		Annual Cost of Confinement in County Jail		Estimated Avoided Cost for DOC
14	x	\$12,775	=	\$178,850

Background – This section of statute applies to offenders who have been confined for more than 25 consecutive years. Under current law, the Parole Board reviews the sentence of offenders who have been incarcerated for 25 consecutive years and have not been convicted of a violent offense. The Parole Board must determine whether the inmate has been rehabilitated and has suitable plans that would warrant discharge from custody. As proposed, DOC must identify nonviolent offenders who have 21 years of consecutive incarceration and four years of credit time who may also be eligible for an early release.

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: DOC; Parole Board

Local Agencies Affected:

Information Sources: DOC Offender Information System

Fiscal Analyst: Mark Goodpaster, 317-232-9852.